

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

KENNETH LEVIN,

Plaintiff,

-against-

LONG ISLAND RAILROAD COMPANY,

Defendant.

USDC SDNY
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DATE FILED: 2/5/2021

19-cv-7095 (MKV)


ORDER OF DISMISSAL

MARY KAY VYSKOCIL, District Judge:

The Court is in receipt of a letter from Defendant informing the Court that the parties have reached a settlement in principle [ECF #33]. Accordingly, IT IS HEREBY ORDERED that the above-captioned action is discontinued without costs to any party and without prejudice to restoring the action to this Court's calendar if the application to restore the action is made by March 22, 2021. If no such application is made by that date, today's dismissal of the action is with prejudice. *See Muze, Inc. v. Digital On Demand, Inc.*, 356 F.3d 492, 494 n.1 (2d Cir. 2004). All other dates and deadlines are adjourned *sine die*.

SO ORDERED.

Date: February 5, 2021
New York, NY


MARY KAY VYSKOCIL
United States District Judge